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*Pro Hac Vice Applications Forthcoming*

*Attorneys for Plaintiff*

*HDMI Licensing Administrator, Inc.*

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

HDMI LICENSING ADMINISTRATOR, INC.,

Plaintiff,

v.

AVAILINK INC.

Defendant.

CASE NO.: 4:22-cv-06947-HSG

**DECLARATION OF PETER J. FARNESE  
IN SUPPORT OF STIPULATED REQUEST  
TO RESCHEDULE CASE MANAGEMENT  
CONFERENCE AND EXTEND  
DEADLINES PURSUANT TO LOCAL  
RULE 6-2**

Complaint Filed: November 7, 2022

1 I, Peter J. Farnese, declare as follows:

2 1. I am an attorney with the law firm Epstein Drangel LLP, counsel for Plaintiff HDMI  
3 Administrator, Inc. (“Plaintiff”) in the above-referenced action, and I make the statements set forth  
4 herein based on my personal knowledge.

5 2. On November 7, 2022, Plaintiff filed its Complaint.

6 3. Defendant, which is located outside of the United States, executed a Waiver of Service  
7 of Summons sent by Plaintiff’s counsel on January 12, 2023, thereby making its deadline to file an  
8 answer or motion pursuant to Fed. R. Civ. P. 12 ninety (90) days therefrom (i.e., up to and including  
9 April 12, 2023).

10 4. Pursuant to the Clerk’s Notice Setting Case Management Conference for Reassigned  
11 Civil Case (*Docket Entry No. 11*), a Case Management Conference is set for February 14, 2023, with a  
12 Case Management Statement due by February 7, 2023

13 5. The parties, through their counsel, are discussing whether or not this dispute can be  
14 resolved among them, without further court involvement.

15 6. Defendant’s counsel, Janet F. Satterthwaite of Potomac Law Group, PLLC  
16 (“Defendant’s Counsel”), has advised that Defendant has not yet retained local counsel, and needs  
17 further time in order to do so.

18 7. Plaintiff’s counsel and Defendant’s Counsel have communicated and have agreed, on  
19 behalf of their respective clients, that postponing the Case Management Conference, and all deadlines  
20 flowing therefrom, including the deadline for the Case Management Statement and the Stipulation and  
21 Proposed Order form pertaining to Alternative Dispute Resolution, until after the deadline for  
22 Defendant’s response to the Complaint will promote efficiency and conserve the time and resources of  
23 the parties, and this Court, and will permit the parties further time to confer about their claims and  
24 defenses.

25 8. The parties have not made any previous requests for an adjournment, any extension of  
26 time, or other time modification.

1           9.       The proposed rescheduling of the Case Management Conference will not alter the date  
2 of any event or other outstanding deadline other than those associated with, or flowing from, the Case  
3 Management Conference, because a scheduling order has not yet been entered, and no other dates are  
4 currently fixed by the Court.

5           I declare under penalty of perjury that the foregoing is true and correct.

6  
7 DATED: January 13, 2023

**EPSTEIN DRANGEL LLP**

By: s/ Peter J. Farnese

Peter J. Farnese

*Attorney for Plaintiff*

*HDMI Licensing Administrator, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify the on January 13, 2023, I electronically filed the foregoing document using the CM/ECF system, which will send notification of such filing to the email addresses registered in the CM/ECF system.

DATED: January 13, 2023

By: s/ Peter J. Farnese  
Peter J. Farnese  
Epstein Drangel LLP

*Attorney for Plaintiff*  
*HDMI Licensing Administrator, Inc.*